

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

THOMAS WHITEHILL,

Plaintiff,

v.

Civil Action No. 4:23-cv-01030

**ASTRAZENECA PHARMACEUTICALS
LP,**

Defendant.

JOINT MOTION TO MODIFY SCHEDULING PLAN

Plaintiff Thomas Whitehill and Defendant AstraZeneca Pharmaceuticals LP (Plaintiff, and Defendant together, the “Parties”) jointly and respectfully move this Court modify its scheduling plan, and in support state the following:

1. On September 24, 2024, the Court entered its Case Management Order (Dkt. 41), which set forth the following deadlines:

Event	Date
Deadline for Plaintiff To Disclose Expert Reports	February 10, 2025
ADR Deadline	March 10, 2025
Deadline for Defendant To Disclose Expert Reports	March 14, 2025
Discovery Deadline	April 11, 2025
Deadline to Raise Discovery Disputes	April 18, 2025
Dispositive Motion Deadline	May 14, 2025

2. On January 2, 2025, the Court referred this case to Alternative Dispute Resolution (“ADR”), and set a March 3, 2025 deadline to complete ADR. Dkt. 44.

3. The Parties have since agreed to mediate this case with the Honorable Donald Wilkerson (who is on the Court's list of Certified Neutrals), in-person on April 28, 2024, *see* Dkt. 54, which was the first date that worked for all Parties and the Mediator.

4. On March 11, 2025, the Court entered a Notice of Filing Deficiency because the April 28, 2025 mediation date was after the March 3, 2025 deadline to complete ADR, and requested that counsel file a motion to extend the deadline for ADR completion. Dkt. 53.

5. Accordingly, the Parties jointly and respectfully file this Motion in response to the Notice of Filing Deficiency and to seek modification to the scheduling plan to continue certain deadlines until after the mediation.

6. The Parties jointly propose that the current schedule be modified as reflected below (the "Proposed Schedule):

Event	Current Date	Proposed Date
ADR Deadline	March 3, 2025	April 29, 2025
Deadline for Plaintiff To Disclose Expert Reports	February 10, 2025	June 12, 2025
Deadline for Defendant To Disclose Expert Reports	March 14, 2025	July 10, 2025
Discovery Deadline	April 11, 2025	July 31, 2025
Deadline to raise Discovery Disputes	April 18, 2025	August 7, 2025
Dispositive Motion Deadline	May 14, 2025	September 11, 2025

7. The Proposed Schedule will allow the Parties to focus their resources on resolving this matter at mediation without incurring expenses or burdening the court with discovery and/or litigation disputes that may become moot if mediation is successful.

8. This modification to the schedule will not cause excessive delay in the litigation, nor will it prejudice or unduly burden the parties.

WHEREFORE, the Parties, by their counsel, respectfully request that the Court grant their joint motion to modify scheduling plan, and issue an order setting forth the following deadlines:

Event	Date
ADR Deadline	April 29, 2025
Deadline for Plaintiff To Disclose Expert Reports	June 12, 2025
Deadline for Defendant To Disclose Expert Reports	July 10, 2025
Discovery Deadline	July 31, 2025
Deadline to raise Discovery Disputes	August 7, 2025
Dispositive Motion Deadline	September 11, 2025

Respectfully submitted,

Dated: March 18, 2025

s/ Jonathon Christian Burns (with consent)

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*Attorneys for Defendant AstraZeneca
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CERTIFICATE OF SERVICE

I hereby certify that on March 18, 2025, a true and correct copy of the foregoing was electronically filed with the Clerk of the Court using the Court's CM/ECF system, which will send notification to all counsel of record.

/s/ Thomas H. Severson

Thomas H. Severson